

Sweet

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA and the States  
of ARKANSAS, CALIFORNIA, DELAWARE,  
FLORIDA, HAWAII, ILLINOIS, INDIANA,  
LOUISIANA, MASSACHUSETTS, NEVADA,  
NEW HAMPSHIRE, NEW MEXICO,  
TENNESSEE, TEXAS, UTAH, and VIRGINIA,  
and the DISTRICT OF COLUMBIA *EX REL*  
JOSEPH PIACENTILE,

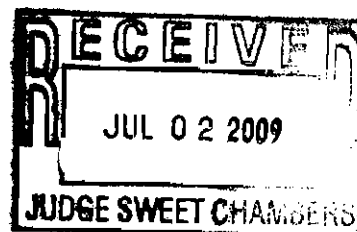
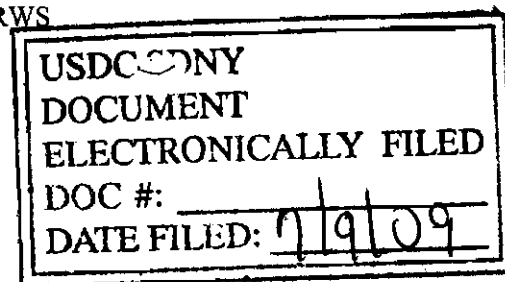
Plaintiffs,

v.

PFIZER, INC.,

Defendant.

No. 05-Civ-010617-RWS



**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Relator Joseph Piacentile, M.D., on behalf of the United States of America and on behalf of the sovereign states of California, Delaware, Florida, Hawaii, Illinois, Louisiana, Massachusetts, Nevada, New Hampshire, New Mexico, Tennessee, Texas and Virginia and the District of Columbia, hereby enters this Notice of Voluntary Dismiss Without Prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). The Defendant has not been served itself and has not served either an answer or a motion for summary judgment. Fed. R. Civ. P. 41(a)(1)(A)(i). The United States consents to this dismissal without prejudice. See 31 U.S.C. § 3730(b)(1) (requiring consent of the Government).

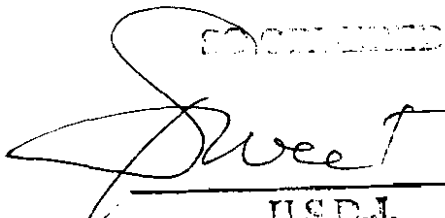
Dated: June 24, 2009

Respectfully submitted,

By: /s/ John D. Radice

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*Attorneys for Relator Joseph Piacentile, M.D.*

RECEIVED:  
  
U.S.D.J.  
7.8.09

**CERTIFICATE OF SERVICE**

I, John D. Radice, hereby certify that true and correct copies of the attached NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE were filed via E.C.F. in the S.D.N.Y. and served upon the following via First Class Mail on June 24, 2009:

Joseph A. Pantoia  
Assistant United States Attorney for  
LEV L. DASSIN  
Acting United States Attorney for the  
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New York, NY 10007

/s/ John D. Radice

John D. Radice